

UNIDD STATES DEPARTMENT OF COMMERCE Patent and Trademark Office COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

| SERIAL NUMBER | FILING DATE  | FIRST NAMED | APPLICANT  | ATTORNEY DOCKET NO. |
|---------------|--------------|-------------|------------|---------------------|
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|               | OIPE         | , i         | EXAMINER   |                     |
|               | MAY 2 1 2001 |             | ART UNIT   | PAPER NUMBER        |
|               | TRADEMICU    | . L         | DATE MAILE | D; .                |

Please find below a communication from the EXAMINER in charge of this application

Commissioner of Patents

The communication filed on July 10, 2000 is not fully responsive to the communication mailed January 10, 2000 for the reason(s) set forth on the attached Notice to Comply With the Sequence Rules or CRF Diskette Problem Report.

Since the response appears to be <u>bona fide</u>, but through an apparent oversight or inadvertance failed to provide a complete response, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

SPECIAL NOTE: The Examiner notes that SEQ ID NOs: 1-7 are found in the claims; however, the instant CRF contains only 4 sequences. Additionally, the instant specification contains various sequence disclosures without benefit of SEQ ID NOs; appropriate correction is required in response to the instant Office action.

Any inquiry concerning this communication should be directed to Examiner Kathleen M. Kerr, Art Unit 1652, whose telephone number is (703)305-1229.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (703) 308-0196.

PONNATHAPU ACHUTAMURTHY SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 1600 JUNI - 5 2001

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Applicatior ↑\o.:

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

|     | 1.  | This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). |  |  |  |
|-----|---|--|--|--|--|
|     | 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c). |  |  |  |  |
|     | 3.  | A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).   |  |  |  |
| X   |   | A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."   |  |  |  |
|     |   | The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).   |  |  |  |
|     | 6.  | The paper copy of the "Sequence Listing" is not the same as the computer readable from of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).  |  |  |  |
|     | 7.  | Cant Must Provide:   |  |  |  |
| Аp  | pli   | cant Must Provide:   |  |  |  |
| X   | Aı  | n initial or <u>substitute</u> computer readable form (CRF) copy of the "Sequence Listing".  |  |  |  |
| X   |   | n initial or <u>substitute</u> paper copy of the "Sequence Listing", as well as an amendment directing its entry to the specification.   |  |  |  |
| X   | ap  | statement that the content of the paper and computer readable copies are the same and, where oplicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 325(b) or 1.825(d).  |  |  |  |
| Fo  | · q   | uestions regarding compliance to these requirements, please contact:   |  |  |  |
| For | r R<br>r C<br>ter   | Rules Interpretation, call (703) 308-4216 RF Submission Help, call (703) 308-4212 Intln Software Program Support Fechnical Assistance  |  |  |  |
|     |   | PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR REPLY -  |  |  |  |
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